



February 28, 2014

ENGROSSED

HOUSE BILL No. 1370

DIGEST OF HB 1370 (Updated February 26, 2014 3:24 pm - DI 110)

Citations Affected: IC 2-5; IC 6-1.1; IC 13-13; IC 13-17.

Synopsis: Eliminates obsolete provisions. Removes obsolete provisions from the Indiana Code. Removes provisions that required one-time studies that have already been conducted. Eliminates a provision applying only to organizations of veterans of the Spanish American War. Strikes language that prohibited certain rules from requiring the reporting of certain information before January 1, 2004.

Effective: July 1, 2014.

Baird, Moseley, Speedy

(SENATE SPONSOR — BRAY)

January 15, 2014, read first time and referred to Committee on Select Committee on Government Reduction.

January 27, 2014, reported — Do Pass.

January 29, 2014, read second time, ordered engrossed. Engrossed.

January 30, 2014, read third time, passed. Yeas 90, nays 0.

SENATE ACTION

February 4, 2014, read first time and referred to Committee on Public Policy.

February 27, 2014, reported favorably — Do Pass.

EH 1370—LS 7074/DI 55



February 28, 2014

Second Regular Session 118th General Assembly (2014)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2013 Regular Session and 2013 First Regular Technical Session of the General Assembly.

ENGROSSED HOUSE BILL No. 1370

A BILL FOR AN ACT to amend the Indiana Code concerning general provisions.

Be it enacted by the General Assembly of the State of Indiana:

1 SECTION 1. IC 2-5-20-7, AS AMENDED BY P.L.122-2011,
2 SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
3 JULY 1, 2014]: Sec. 7. (a) The commission shall study the following:

4 (1) Matters relating to veterans and veterans' affairs.

5 (2) Matters relating to the active and reserve members of the
6 armed forces of the United States.

7 (b) The commission may study other topics assigned by the
8 legislative council or as directed by the commission's chairman.

9 (c) ~~The commission shall study veterans' procurement preferences~~
10 ~~and provide the legislative council with a report before November 1,~~
11 ~~2011. The report must be in an electronic format under IC 5-14-6. As~~
12 ~~part of the study, the commission shall work with the Indiana~~
13 ~~department of administration created by IC 4-13-1-2.~~

14 SECTION 2. IC 6-1.1-10-25 IS AMENDED TO READ AS
15 FOLLOWS [EFFECTIVE JULY 1, 2014]: Sec. 25. (a) Subject to the
16 limitations contained in subsection (b) of this section, tangible property

EH 1370—LS 7074/DI 55



is exempt from property taxation if it is owned by any of the following organizations:

- (1) The Young Men's Christian Association.
- (2) The Salvation Army, Inc.
- (3) The Knights of Columbus.
- (4) The Young Men's Hebrew Association.
- (5) The Young Women's Christian Association.
- (6) A chapter or post of Disabled American Veterans of World War I or II.
- (7) A chapter or post of the Veterans of Foreign Wars.
- (8) A post of the American Legion.
- (9) A post of the American War Veterans.
- ~~(10) A camp of United States Spanish War Veterans.~~
- ~~(11)~~ (10) The Boy Scouts of America, one (1) or more of its incorporated local councils, or a bank or trust company in trust for the benefit of one (1) or more of its local councils.
- ~~(12)~~ (11) The Girl Scouts of the U.S.A., one or more of its incorporated local councils, or a bank or trust company in trust for the benefit of one (1) or more of its local councils.

(b) This exemption does not apply unless the property is exclusively used, and in the case of real property actually occupied, for the purposes and objectives of the organization.

SECTION 3. IC 13-13-7-9, AS AMENDED BY P.L.6-2012, SECTION 102, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2014]: Sec. 9. The council shall do the following:

- (1) Conduct the following studies of
 - ~~(A) Study issues designated by the legislative council.~~
 - ~~(B) In 2011, study each program administered by the department for which the program's annual cost of administration exceeds the annual revenue generated by the program and evaluate whether to recommend measures to reduce or eliminate the excess cost.~~
 - ~~(C) Study the following in 2012:~~
 - ~~(i) The effectiveness of the electronic waste provisions of IC 13-20.5.~~
 - ~~(ii) Appropriate guidelines for the Indiana recycling market development board for determining under IC 13-20.5-2-2 whether a manufacturer has made good faith progress to achieve substantial compliance with IC 13-20.5.~~
- (2) Advise the commissioner on policy issues decided on by the council.



(3) Review the mission and goals of the department and evaluate the implementation of the mission.

(4) Serve as a council of the general assembly to evaluate:

(A) resources and structural capabilities of the department to meet the department's priorities; and

(B) program requirements and resource requirements for the department.

(5) Serve as a forum for citizens, the regulated community, and legislators to discuss broad policy directions.

(6) Review and discuss various topics related to the Great Lakes and the Great Lakes watershed, including:

(A) the availability of federal funds for projects related to water quality, supply, and protection;

(B) the extent of water consumption and use from the Great Lakes, including the Great Lakes watershed;

(C) levels of water pollution and the sources affecting water quality of the Great Lakes, including the Great Lakes watershed;

(D) the impact of water quality and supply issues on recreational activities and natural habitats;

(E) the impact of invasive species on the Great Lakes and the Great Lakes watershed ecosystem;

(F) current laws and regulations affecting the Great Lakes, including the Great Lakes—St. Lawrence River Basin Water Resources Compact (IC 14-25-15);

(G) current laws, regulations, and infrastructure conditions affecting shipping in the Great Lakes; and

(H) other matters relevant to the condition of the Great Lakes and the Great Lakes Watershed.

(7) Submit a final report to the legislative council, in an electronic format under IC 5-14-6, that contains at least the following:

(A) An outline of activities of the council.

(B) Recommendations for department action.

(C) Recommendations for legislative action.

SECTION 4. IC 13-17-3-4, AS AMENDED BY P.L.13-2013, SECTION 47, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2014]: Sec. 4. (a) The board shall adopt rules under IC 4-22-2 that are:

(1) consistent with the general intent and purposes declared in IC 13-17-1 and section 1 of this chapter; and

(2) necessary to the implementation of the federal Clean Air Act (42 U.S.C. 7401 et seq.), as amended by the Clean Air Act



Amendments of 1990 (P.L.101-549).

(b) Notwithstanding IC 13-15-5, the board may adopt rules under IC 4-22-2 and IC 13-14-9 that allow the commissioner's actions on permits and permit modifications to become effective immediately, regardless of whether a thirty (30) day comment period is held on the permits or permit modifications. The board may adopt rules under this subsection only after considering the:

(1) environmental significance of;

(2) federal requirements for federally delegated or approved programs concerning; and

(3) need for opportunity for public participation on; the permits or permit modifications.

(c) The board may adopt rules to require sources to report hazardous air pollutant emissions if the reporting is necessary to demonstrate compliance with emissions and other performance standards established under 42 U.S.C. 7412 or 42 U.S.C. 7429. The board may amend 326 IAC 2-6 to allow the department to request hazardous air pollutant emissions data from individual sources for the purpose of site specific studies of hazardous air pollutant:

(1) emissions; and

(2) impacts.

(d) The board may amend 326 IAC 2-6 or adopt new rules to establish a general requirement for sources to report hazardous air pollutant emissions (as defined by 42 U.S.C. 7412(b)). ~~However, the rules amended or adopted by the board under this subsection may not require sources to report hazardous air pollutant emissions before January 1, 2004.~~



COMMITTEE REPORT

Mr. Speaker: Your Committee on Select Committee on Government Reduction, to which was referred House Bill 1370, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill do pass.

(Reference is to HB 1370 as introduced.)

Committee Vote: Yeas 9, Nays 0

Representative Wolkins
Acting Chairperson

COMMITTEE REPORT

Madam President: The Senate Committee on Public Policy, to which was referred House Bill No. 1370, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill DO PASS.

(Reference is to HB 1370 as printed January 27, 2014.)

Committee Vote: Yeas 9, Nays 0

Senator Alting, Chairperson

